

## III-1

1     **TITLE III—INSTITUTIONAL AID**2     **SEC. 301. STRENGTHENING INSTITUTIONS.**

3         (a) PROGRAM PURPOSE; USE OF FUNDS.—Section  
4     311 (20 U.S.C. 1057) is amended—

5             (1) in subsection (b)(2), by striking “or” at the  
6         end of subparagraph (A) and inserting “and”;

7             (2) by striking paragraph (3) of subsection (b);  
8         and

9             (3) by adding at the end the following new sub-  
10         sections:

11         “(c) AUTHORIZED ACTIVITIES.—Grants awarded  
12         under this section shall be used for one or more of the  
13         following activities:

14             “(1) purchase, rental, or lease of scientific or  
15         laboratory equipment for educational purposes, in-  
16         cluding instructional and research purposes;

17             “(2) construction, maintenance, renovation, and  
18         improvement in classrooms, libraries, laboratories,  
19         and other instructional facilities;

20             “(3) support of faculty exchanges, faculty devel-  
21         opment, and faculty fellowships to assist in attaining  
22         advanced degrees in their field of instruction;

23             “(4) purchase of library books, periodicals, and  
24         other educational materials, including telecommuni-  
25         cations program material;

## III-2

1           “(5) tutoring, counseling, and student service  
2           programs designed to improve academic success;

3           “(6) funds management, administrative man-  
4           agement, and acquisition of equipment for use in  
5           strengthening funds management;

6           “(7) joint use of facilities, such as laboratories  
7           and libraries;

8           “(8) establishing or improving a development  
9           office to strengthen or improve contributions from  
10          alumni and the private sector;

11          “(9) establishing or improving an endowment  
12          fund; and

13          “(10) creating or improving facilities for  
14          Internet or other distance learning academic instruc-  
15          tion capabilities, including purchase or rental of tele-  
16          communications technology equipment or services;  
17          and

18          “(11) other activities proposed in the applica-  
19          tion submitted pursuant to subsection (c) that—

20                 “(A) contribute to carrying out the pur-  
21                 poses of this section; and

22                 “(B) are approved by the Secretary as part  
23                 of the review and acceptance of such applica-  
24                 tion.

25          “(d) ENDOWMENT FUND LIMITATIONS.—

## III-3

1           “(1) PORTION OF GRANT.—An institution may  
2           not use more than 20 percent of its grant under this  
3           part for any fiscal year for establishing or improving  
4           an endowment fund.

5           “(2) MATCHING REQUIRED.—An institution  
6           that uses any portion of its grant under this part for  
7           any fiscal year for establishing or improving an en-  
8           dowment fund shall provide an equal or greater  
9           amount for such purposes from non-Federal funds.

10          “(3) REGULATIONS.—The Secretary shall pub-  
11          lish rules and regulations specifically governing the  
12          use of funds for establishing or improving an endow-  
13          ment fund.”.

14          (b) ENDOWMENT FUND DEFINITION.—Section 312  
15          (20 U.S.C. 1058) is amended by adding at the end the  
16          following new subsection:

17          “(g) ENDOWMENT FUND.—For the purpose of this  
18          part, the term ‘endowment fund’ means a fund that—

19                 “(1) is established by State law, by an institu-  
20                 tion of higher education, or by a foundation that is  
21                 exempt from Federal income taxation;

22                 “(2) is maintained for the purpose of generat-  
23                 ing income for the support of the institution; and

24                 “(3) does not include real estate.”.

## III-4

1 (c) DURATION OF GRANT.—Section 313 (20 U.S.C.  
2 1059) is amended—

3 (1) in subsection (a), by inserting before the pe-  
4 riod at the end the following: “, except that no insti-  
5 tution shall be eligible to secure a subsequent 5-year  
6 grant award under this part until two calendar years  
7 have elapsed since the expiration of its most recent  
8 5-year grant award”; and

9 (2) in subsection (b), by inserting “subsection  
10 (c) and a grant under” before “section 354(a)(1)”.

11 (d) APPLICATIONS.—Title III is amended by striking  
12 section 314 (20 U.S.C. 1059a) and inserting the following:

13 **“SEC. 314. APPLICATIONS.**

14 “Each eligible institution desiring to receive assist-  
15 ance under this part shall submit an application in accord-  
16 ance with the requirements of section 351.”.

17 (e) HISPANIC-SERVING INSTITUTIONS.—

18 (1) DEFINITION.—Section 316(b) (20 U.S.C.  
19 1059c(b)) is amended—

20 (A) by striking paragraph (1)(C) and in-  
21 serting the following:

22 “(C) provides assurances that not less than  
23 50 percent of its Hispanic students are low-in-  
24 come individuals; and”;

25 (B) by striking paragraph (2); and

## III–5

1 (C) by redesignating paragraph (3) as  
2 paragraph (2).

3 (2) AUTHORIZED ACTIVITIES.—Section  
4 316(c)(2) (20 U.S.C. 1059c(c)(2)) is amended—

5 (A) by striking “and” at the end of sub-  
6 paragraph (G);

7 (B) by striking the period at the end of  
8 subparagraph (H) and inserting “; and”; and

9 (C) by adding at the end the following new  
10 subparagraph:

11 “(I) improving and expanding graduate  
12 and professional opportunities for Hispanic stu-  
13 dents.”.

14 (3) APPLICATIONS.—Section 316(d)(3) (20  
15 U.S.C. 1059c(d)(3)) is amended by inserting “or  
16 community-based organizations having demonstrated  
17 effectiveness” after “one local educational agency”.

18 (f) PROGRAM FOR TRIBALLY CONTROLLED COL-  
19 LEGES AND UNIVERSITIES.—Part A of title III is amend-  
20 ed by inserting after section 316 (20 U.S.C. 1059c) the  
21 following new section:

22 **“SEC. 317. AMERICAN INDIAN TRIBALLY CONTROLLED COL-**  
23 **LEGES AND UNIVERSITIES.**

24 “(a) PROGRAM AUTHORIZED.—The Secretary shall  
25 provide grants and related assistance to American Indian

## III–6

1 Tribal Colleges and Universities to enable such institu-  
2 tions to improve and expand their capacity to serve Indian  
3 students.

4 “(b) DEFINITIONS.—For the purposes of this section:

5 “(1) The term ‘Indian’ has the same meaning  
6 as in section 2 of the Tribally Controlled Community  
7 Colleges Act of 1978.

8 “(2) The term ‘Indian tribe’ has the same  
9 meaning as in section 2 of the Tribally Controlled  
10 Community Colleges Act of 1978.

11 “(3) The term ‘Tribal College or University’  
12 has the meaning give the term ‘tribally controlled  
13 college or university’ in section 502 of this Act, and  
14 includes an institution listed in the Equity in Edu-  
15 cational Land Grant Status Act of 1994.

16 “(4) The term ‘institution of higher education’  
17 means an institution of higher education as defined  
18 by section 1201(a) of this Act, except that clause (2)  
19 of such section shall not be applicable.

20 “(c) AUTHORIZED ACTIVITIES.—Grants awarded  
21 under this section shall be used by Tribal Colleges or Uni-  
22 versities to assist such institutions to plan, develop, under-  
23 take, and carry out authorized activities. Such authorized  
24 activities may include—

## III-7

1           “(1) purchase, rental, or lease of scientific or  
2           laboratory equipment for educational purposes, in-  
3           cluding instructional and research purposes;

4           “(2) construction, maintenance, renovation, and  
5           improvement in classrooms, libraries, laboratories,  
6           and other instructional facilities, including purchase  
7           or rental of telecommunications technology equip-  
8           ment or services;

9           “(3) support of faculty exchanges, faculty devel-  
10          opment, and faculty fellowships to assist in attaining  
11          advanced degrees in their field of instruction;

12          “(4) academic instruction in disciplines in  
13          which American Indians are underrepresented;

14          “(5) purchase of library books, periodicals, and  
15          other educational materials, including telecommuni-  
16          cations program material;

17          “(6) tutoring, counseling, and student service  
18          programs designed to improve academic success;

19          “(7) funds management, administrative man-  
20          agement, and acquisition of equipment for use in  
21          strengthening funds management;

22          “(8) joint use of facilities, such as laboratories  
23          and libraries;

## III–8

1           “(9) establishing or improving a development  
2 office to strengthen or improve contributions from  
3 alumni and the private sector;

4           “(10) establishing or enhancing a program of  
5 teacher education designed to qualify students to  
6 teach in elementary or secondary schools, with a  
7 particular emphasis on teaching American Indian  
8 children and youth, that shall include, as part of  
9 such program, preparation for teacher certification;

10          “(11) establishing community outreach pro-  
11 grams which will encourage American Indian ele-  
12 mentary and secondary students to develop the aca-  
13 demic skills and the interest to pursue postsecondary  
14 education;

15          “(12) establishing or improving an endowment  
16 fund; and

17          “(13) other activities proposed in the applica-  
18 tion submitted pursuant to subsection (c) that—

19               “(A) contribute to carrying out the pur-  
20 poses of this section; and

21               “(B) are approved by the Secretary as part  
22 of the review and acceptance of such applica-  
23 tion.

24          “(d) APPLICATION PROCESS.—

## III–9

1           “(1) INSTITUTIONAL ELIGIBILITY.—To be eligi-  
2           ble to receive assistance under this section, an insti-  
3           tution shall be an institution which—

4                   “(A) is an eligible institution under section  
5                   312(b);

6                   “(B) is eligible to receive assistance under  
7                   the Tribally Controlled Community College As-  
8                   sistance Act of 1978 (Public Law 95–471); or

9                   “(C) is eligible to receive funds under the  
10                  Equity in Educational Land Grant Status Act  
11                  of 1994.

12           “(2) APPLICATION.—Any institution desiring to  
13           receive assistance under this section shall submit an  
14           application to the Secretary at such time, and in  
15           such manner, as the Secretary may by regulation  
16           reasonably require. Each such application shall in-  
17           clude—

18                   “(A) a 5-year plan for improving the as-  
19                   sistance provided by the Tribal College or uni-  
20                   versity to Indian students, increasing the rates  
21                   at which Indian high school students enroll in  
22                   higher education, and increasing overall post-  
23                   secondary retention rates for Indian students;  
24                   and

## III-10

1           “(B) such enrollment data and other infor-  
2           mation and assurances as the Secretary may re-  
3           quire to demonstrate compliance with (1) (A)  
4           and (B).

5           “(3) SPECIAL RULE.—For the purposes of this  
6           part, no Tribal College or University which is eligible  
7           for and receives funds under this section may con-  
8           currently receive other funds under this part or part  
9           B.”.

10 **SEC. 302. HISTORICALLY BLACK COLLEGES AND UNIVER-**  
11 **SITIES.**

12           (a) USES OF FUNDS.—Section 323(a) (20 U.S.C.  
13 1062(a)) is amended—

14               (1) by redesignating paragraph (12) as para-  
15           graph (13); and

16               (2) by inserting after paragraph (11) the fol-  
17           lowing new paragraph:

18               “(12) Establishing or improving an endowment  
19           fund.”.

20           (b) LIMITATIONS.—Section 323(b) is amended by  
21           striking paragraph (3) and inserting the following:

22               “(3) ENDOWMENT FUND LIMITATIONS.—

23               “(A) PORTION OF GRANT.—An institution  
24           may not use more than 20 percent of its grant

## III-11

1 under this part for any fiscal year for establish-  
2 ing or improving an endowment fund.

3 “(B) MATCHING REQUIRED.—An institu-  
4 tion that uses any portion of its grant under  
5 this part for any fiscal year for establishing or  
6 improving an endowment fund shall provide an  
7 equal or greater amount for such purposes from  
8 non-Federal funds.

9 “(C) REGULATIONS.—The Secretary shall  
10 publish rules and regulations specifically gov-  
11 erning the use of funds for establishing or im-  
12 proving an endowment fund.”.

13 (c) PROFESSIONAL OR GRADUATE INSTITUTIONS.—

14 (1) GENERAL AUTHORIZATION.—Section 326(a)  
15 (20 U.S.C. 1063b(a)) is amended—

16 (A) in paragraph (1), by inserting “in  
17 mathematics or the physical or natural  
18 sciences” after “graduate education opportuni-  
19 ties”; and

20 (B) in paragraph (2), by striking “except  
21 that” and all that follows and inserting the fol-  
22 lowing: “, except that no institution shall be re-  
23 quired to match any portion of the first  
24 \$500,000 of its award from the Secretary.”.

## III-12

1           (2) USE OF FUNDS.—Section 326(c)(3) (20  
2       U.S.C. 1063b(c)(3)) is amended by striking every-  
3       thing after “independence” and inserting a period.

4           (3) ELIGIBILITY.—Section 326(e) (20 U.S.C.  
5       1063b(e)) is amended—

6           (A) in paragraph (1)

7               (i) by striking “include—” and insert-  
8       ing “are the following:”;

9               (ii) by inserting “and other qualified  
10      graduate programs” before the semicolon  
11      at the end of subparagraphs (F) through  
12      (J);

13              (iii) by striking “and” at the end of  
14      subparagraph (O);

15              (iv) by inserting “University” after  
16      “Jackson State” in subparagraph (P);

17              (v) by striking the period at the end  
18      of such subparagraph and inserting a  
19      semicolon; and

20              (vi) by inserting after such subpara-  
21      graph the following new subparagraphs:

22              “(Q) Norfolk State University qualified  
23      graduate program; and

24              “(R) Tennessee State University qualified  
25      graduate program.”; and

## III-13

1 (B) by striking paragraphs (2) and (3) and  
2 inserting the following:

3 “(2) QUALIFIED GRADUATE PROGRAM.—For  
4 the purposes of this section, the term ‘qualified  
5 graduate program’ means a graduate or professional  
6 program that provides an accredited program of in-  
7 struction in the physical or natural sciences, engi-  
8 neering, mathematics, or other scientific discipline in  
9 which African Americans are underrepresented and  
10 has students enrolled in such program at the time  
11 of application for a grant under this section.

12 “(3) SPECIAL RULE.—Institutions that were  
13 awarded grants under this section prior to October  
14 1, 1998, shall continue to receive such grants, sub-  
15 ject to the availability of appropriated funds, regard-  
16 less of the eligibility of the institutions described in  
17 subparagraphs (Q) and (R) of paragraph (1).”; and

18 (D) in paragraph (4), by inserting before  
19 the period at the end the following: “, except  
20 that the president or chancellor of the institu-  
21 tion may decide which graduate or professional  
22 school or qualified graduate program will re-  
23 ceive funds under the grant in any one fiscal  
24 year”.

## III-14

1           (4) FUNDING RULE.—Section 326(f) (20  
2 U.S.C. 1063b(f)) is amended—

3           (A) by striking “Of the amount appro-  
4 priated” and inserting “Subject to subsection  
5 (g), of the amount appropriated”;

6           (B) in paragraph (1)—

7                 (i) by striking “\$12,000,000” and in-  
8 serting “\$26,000,000”; and

9                 (ii) by striking “(A) through (E)” and  
10 inserting “(A) through (P)”.

11           (C) by striking paragraph (2) and insert-  
12 ing the following:

13                 “(2) the next \$1,000,000 in excess of  
14 \$26,000,000 shall be available for the purpose of  
15 making grants to institutions or programs identified  
16 in subparagraphs (Q) and (R) of subsection (e)(1);  
17 and

18                 “(3)(A) 70 percent of any remainder in excess  
19 of \$27,000,000 shall be available to institutions or  
20 programs identified in subparagraphs (F) through  
21 (R) of such subsection; and

22                 “(B) 30 percent of any such remainder shall be  
23 available to institutions or programs identified in  
24 subparagraphs (A) through (E) of such subsection.”.

## III-15

1           (5) HOLD HARMLESS RULE.—Section 326 is  
2       further amended by adding at the end the following  
3       new subsection:

4       “(g) HOLD HARMLESS RULE.—Notwithstanding  
5       paragraph (2) and (3) of subsection (f), no institution or  
6       qualified program identified in subsection (e)(1) that re-  
7       ceived a grant for fiscal year 1998 and that is eligible to  
8       receive a grant in a subsequent fiscal year shall receive  
9       a grant amount in any such subsequent fiscal year that  
10      is less than the grant amount received for fiscal year 1998,  
11      unless the amount appropriated is not sufficient to provide  
12      such grant amounts to all such institutions and pro-  
13      grams.”.

14   **SEC. 303. MINORITY SCIENCE AND ENGINEERING IMPROVE-**  
15                   **MENT PROGRAM.**

16       (a) AMENDMENT.—Title III (20 U.S.C. 1051) is  
17      amended—

18           (1) by redesignating part D as part E; and

19           (2) by inserting after part C the following new  
20      part:

21           **“PART D—MINORITY SCIENCE AND**  
22           **ENGINEERING IMPROVEMENT PROGRAM**

23   **“SEC. 341. PROGRAM AUTHORIZED.**

24       “The Secretary shall, in accordance with the provi-  
25      sions of this part, carry out a program of making grants

## III-16

1 to institutions of higher education that are designed to  
2 effect long-range improvements in science and engineering  
3 education, and improve support programs for minority  
4 students enrolled in science and engineering programs at  
5 predominantly minority institutions.

6 **“SEC. 342. USE OF FUNDS.**

7 “Funds appropriated for the purpose of this subpart  
8 may be made available for—

9 “(1) providing needed services to groups of mi-  
10 nority institutions or providing training for scientists  
11 and engineers from eligible minority institutions;

12 “(2) providing needed services to groups of in-  
13 stitutions serving significant numbers of minority  
14 students or providing training for scientists and en-  
15 gineers from such institutions to improve their abil-  
16 ity to train minority students in science or engineer-  
17 ing;

18 “(3) assisting minority institutions to improve  
19 the quality of preparation of their students for grad-  
20 uate work or careers in science, mathematics, and  
21 technology;

22 “(4) improving access of undergraduate stu-  
23 dents at minority institutions to careers in the  
24 sciences, mathematics, and engineering;

## III-17

1           “(5) improving access of minority students,  
2           particularly minority women, to careers in the  
3           sciences, mathematics, and engineering;

4           “(6) improving access for pre-college minority  
5           students to careers in science, mathematics, and en-  
6           gineering through community outreach programs  
7           conducted through colleges and universities eligible  
8           for support through the Minority Science and Engi-  
9           neering Improvement Programs;

10          “(7) disseminating activities, information, and  
11          educational materials designed to address specific  
12          barriers to the entry of minorities into science and  
13          technology, and conducting activities and studies  
14          concerning the flow of underrepresented ethnic mi-  
15          norities into scientific careers;

16          “(8) supporting curriculum models to encourage  
17          minority student participation in research careers in  
18          science, mathematics, and technology; and

19          “(9) improving the capability of minority insti-  
20          tutions for self-assessment, management, and eval-  
21          uation of their science, mathematics, and engineer-  
22          ing programs and dissemination of their results.

23   **“SEC. 343. ELIGIBILITY FOR GRANTS.**

24          “The Secretary may make grants under this part to  
25   the following institutions, organizations, and entities to

## III-18

1 enable them to carry out programs and activities author-  
2 ized by this part:

3 “(1)(A) institutions of higher education grant-  
4 ing baccalaureate degrees; and

5 “(B) institutions of higher education granting  
6 associate degrees which—

7 “(i) have a curriculum including science or  
8 engineering subjects;

9 “(ii) apply jointly with institutions de-  
10 scribed in subparagraph (A); and

11 “(iii) have an articulation agreement with  
12 institutions described in subparagraph (A) for  
13 its science or engineering students; and

14 “(2) consortia of—

15 “(A) institutions which have a curriculum  
16 in science or engineering;

17 “(B) graduate institutions which have a  
18 curriculum in science or engineering;

19 “(C) Federal Education Research Centers;

20 “(D) research laboratories of, or under  
21 contract with, the Department of Energy;

22 “(E) private organizations which have  
23 science or engineering facilities; or

## III-19

1                   “(F) quasi-governmental entities which  
2                   have a significant scientific or engineering mis-  
3                   sion;  
4                   to enable such institutions and consortia to carry  
5                   programs and activities authorized by this part.

6   **“SEC. 344. GRANT APPLICATION.**

7                   “(a) SUBMISSION AND CONTENTS OF APPLICA-  
8                   TIONS.—An eligible applicant (as determined under sec-  
9                   tion 343) that desires to receive a grant under this part  
10                  shall submit to the Secretary an application therefor at  
11                  such time or times, in such manner, and containing such  
12                  information as the Secretary may prescribe by regulation.  
13                  Such application shall set forth—

14                  “(1) a program of activities for carrying out  
15                  one or more of the purposes described in section 342  
16                  in such detail as will enable the Secretary to deter-  
17                  mine the degree to which such program will accom-  
18                  plish such purpose or purposes; and

19                  “(2) such other policies, procedures, and assur-  
20                  ances as the Secretary may require by regulation.

21                  “(b) APPROVAL BASED ON LIKELIHOOD OF  
22                  PROGRESS.—The Secretary shall approve an application  
23                  only if the Secretary determines that the application sets  
24                  forth a program of activities which are likely to make sub-

## III-20

1 stantial progress toward achieving the purposes of this  
2 part.

3 **“SEC. 345. CROSS PROGRAM AND CROSS AGENCY COOPERA-**  
4 **TION.**

5 “The Minority Science and Engineering Improvement  
6 Programs shall cooperate and consult with other programs  
7 within the Department and within Federal, State, and pri-  
8 vate agencies which carry out programs to improve the  
9 quality of science, mathematics, and engineering edu-  
10 cation.

11 **“SEC. 346. ADMINISTRATIVE PROVISIONS.**

12 “(a) TECHNICAL STAFF.—The Secretary shall ap-  
13 point, without regard to the provisions of title 5 of the  
14 United States Code governing appointments in the com-  
15 petitive service, not less than one technical employees with  
16 appropriate scientific and educational background to ad-  
17 minister the programs under this part who may be paid  
18 without regard to the provisions of chapter 51 and sub-  
19 chapter III of chapter 53 of such title relating to classi-  
20 fication and General Schedule pay rates.

21 “(b) PROCEDURES FOR GRANT REVIEW.—The Sec-  
22 retary shall establish procedures for reviewing and evalu-  
23 ating grants and contracts made or entered into under  
24 such programs. Procedures for reviewing grant applica-  
25 tions, based on the peer review system, or contracts for

## III-21

1 financial assistance under this title may not be subject to  
2 any review outside of officials responsible for the adminis-  
3 tration of the Minority Science and Engineering Improve-  
4 ment Program.

5 **“SEC. 347. DEFINITIONS.**

6 “For the purpose of this part—

7 “(1) The term ‘minority institution’ means an  
8 institution of higher education whose enrollment of  
9 a single minority or a combination of minorities (as  
10 defined in paragraph (2)) exceeds 50 percent of the  
11 total enrollment. The Secretary shall verify this in-  
12 formation from the data on enrollments in the high-  
13 er education general information surveys (HEGIS)  
14 furnished by the institution to the Office for Civil  
15 Rights, Department of Education.

16 “(2) The term ‘minority’ means American In-  
17 dian, Alaskan Native, Black (not of Hispanic ori-  
18 gin), Hispanic (including persons of Mexican, Puerto  
19 Rican, Cuban, and Central or South American ori-  
20 gin), Pacific Islander or other ethnic group under-  
21 represented in science and engineering.

22 “(3) The term ‘science’ means, for the purpose  
23 of this program, the biological, engineering, mathe-  
24 matical, physical, behavioral, and social sciences, and  
25 history and philosophy of science; also included are

## III-22

1 interdisciplinary fields which are comprised of over-  
2 lapping areas among two or more sciences.”.

3 **SEC. 304. GENERAL PROVISIONS.**

4 (a) APPLICATIONS FOR ASSISTANCE.—Section  
5 351(a) (20 U.S.C. 1066(a)) is amended to read as follows:

6 “(a) APPLICATIONS.—

7 “(1) APPLICATIONS REQUIRED.—Any institu-  
8 tion which is eligible for assistance under this title  
9 shall submit to the Secretary an application for as-  
10 sistance at such time, in such form, and containing  
11 such information, as may be necessary to enable the  
12 Secretary to evaluate its need for assistance. Subject  
13 to the availability of appropriations to carry out this  
14 title, the Secretary may approve an application for  
15 a grant under this title only if the Secretary deter-  
16 mines that—

17 “(A) the application meets the require-  
18 ments of subsection (b);

19 “(B) the applicant is eligible for assistance  
20 in accordance with the part of this title under  
21 which the assistance is sought; and

22 “(C) the applicant’s performance goals are  
23 sufficiently rigorous as to meet the purposes of  
24 this title and the performance objectives and in-  
25 dicators for this title established by the Sec-

## III-23

1           retary pursuant to the Government Perform-  
2           ance and Results Act.

3           “(2) PRELIMINARY APPLICATIONS.—In carrying  
4           out paragraph (1), the Secretary shall develop a pre-  
5           liminary application for use by eligible institutions  
6           applying under part A prior to the submission of the  
7           principal application.”.

8           (b) CONTENTS OF APPLICATIONS.—Section 351(b) is  
9           amended—

10           (1) in paragraph (5)(A), by inserting “and the  
11           Government Performance and Results Act” after  
12           “under this title”; and

13           (2) in paragraph (6), by inserting before the  
14           semicolon the following: “, except that for purposes  
15           of section 317, paragraphs (2) and (3) shall not  
16           apply”.

17           (c) WAIVERS.—Section 352(a) (20 U.S.C. 1067(a))  
18           is amended—

19           (1) by striking “or” at the end of paragraph  
20           (5);

21           (2) by redesignating paragraph (6) as para-  
22           graph (7); and

23           (3) by inserting after paragraph (5) the follow-  
24           ing new paragraph:

## III-24

1 “(6) that is a tribally controlled community col-  
2 lege as defined in the Tribally Controlled Commu-  
3 nity College Act of 1978; or”.

4 (d) APPLICATION REVIEW PROCESS.—Section 353(a)  
5 (20 U.S.C. 1068(a)) is amended—

6 (1) in paragraph (2), by striking “Native Amer-  
7 ican colleges and universities” and inserting “Tribal  
8 Colleges and Universities”; and

9 (2) in paragraph (3)—

10 (A) by striking subparagraph (A); and

11 (B) by redesignating subparagraphs (B)  
12 and (C) as subparagraphs (A) and (B), respec-  
13 tively.

14 (e) CONTINUATION AWARDS.—Part D of title III is  
15 amended by inserting after section 354 (20 U.S.C. 1069)  
16 the following new section:

17 **“SEC. 355. CONTINUATION AWARDS.**

18 “The Secretary shall make continuation awards  
19 under this title for the second and succeeding years of a  
20 grant only after determining that the recipient is making  
21 satisfactory progress in carrying out the grant.”.

22 (f) AUTHORIZATION OF APPROPRIATIONS.—Section  
23 360 (20 U.S.C. 1069f) is amended—

24 (1) by striking subsection (a) and inserting the  
25 following:

## III-25

1       “(a) AUTHORIZATIONS.—

2               “(1) PART A.—(A) There are authorized to be  
3       appropriated to carry out part A (other than sections  
4       316 and 317), \$135,000,000 for fiscal year 1999,  
5       and such sums as may be necessary for each of the  
6       4 succeeding fiscal years.

7               “(B) There are authorized to be appropriated  
8       to carry out section 316, \$80,000,000 for fiscal year  
9       1999, and such sums as may be necessary for each  
10      of the 4 succeeding fiscal years.

11              “(C) There are authorized to be appropriated to  
12      carry out section 317, \$10,000,000 for fiscal year  
13      1999, and such sums as may be necessary for each  
14      of the 4 succeeding fiscal years.

15              “(2) PART B.—(A) There are authorized to be  
16      appropriated to carry out part B (other than section  
17      326), \$135,000,000 for fiscal year 1999, and such  
18      sums as may be necessary for each of the 4 succeeding  
19      fiscal years.

20              “(B) There are authorized to be appropriated  
21      to carry out section 326, \$35,000,000 for fiscal year  
22      1999, and such sums as may be necessary for each  
23      of the 4 succeeding fiscal years.

24              “(3) PART C.—There are authorized to be ap-  
25      propriated to carry out part C, \$10,000,000 for fis-

## III-26

1       cal year 1999, and such sums as may be necessary  
2       for each of the 4 succeeding fiscal years.

3               “(4) PART D.—There are authorized to be ap-  
4       propriated to carry out Part D, \$10,000,000 for fis-  
5       cal year 1999, and such sums as may be necessary  
6       for each of the 4 succeeding fiscal years.”; and

7               (2) by striking subsection (c), (d) and (e).